



Howrey Docket No.: 02453.0021.NPUS00
Client Ref. No.: P109

TO AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/773,487 **Confirmation No.:** 6629
Applicant : Merchant *et al.*
Filed : February 6, 2004
TC/A.U. : 2155
Examiner : Eng, David
Docket No. : 02453.0021.NPUS00
Customer No. : 27194 **Date:** November 3, 2006

TRANSMITTAL FOR RESPONSE TO FINAL OFFICE ACTION

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

- Response to Final Office Action; and
- Return Postcard.

Applicants believe no fees are due in connection with this transmittal. However, if any fees are in fact due, the Commissioner is authorized to charge the same to our deposit account number **08-3038**, referencing Howrey Docket No. **02453.0021.NPUS00**.

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached hereto) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to *Mail Stop AF*, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 3, 2006

Date of Deposit

Joan M. Gordon

Name of Person Mailing Paper


Signature of Person Mailing Paper

To expedite allowance of this case, the Examiner is earnestly invited to call the undersigned at (949) 721-6900.

Respectfully submitted,

Date: November 3, 2006


Michael J. Stimson, Reg. No. 45,429
Sarah Guichard, Reg. No. 51,506

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RESPONSE TO FINAL OFFICE ACTION

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office action mailed September 21, 2006, having a shortened-statutory response period, extending through and including November 21, 2006, kindly amend the above captioned application as follows. **All remarks herein are made without prejudice.**

Please note that this response is being filed within two months of the mailing date of the final office action pursuant to 37 C.F.R. §1.7(a).

Remarks/Arguments begin on page 2 of this paper.

Appendix A can be found on page 13 of this paper.

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Joan M. Gordon
Name of Person Mailing Paper


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